16805 U.S. PTO
100703

CUSTOMER NO.
22045

UTILITY PATENT APPLICATION TRANSMITTAL

Address to: **Mail Stop PATENT APPLICATION** **Commissioner for Patents** **U.S. Patent & Trademark Office** **P.O. Box 1450** **Alexandria, VA 22313-1450**	*Attorney Docket No.*	KOA 0243 PUS (R 1413)
	Inventor(s) or Appln. Identifier	Tobias Gerlach

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1. This application entitled Method for Correcting the Determination of the Rotational Position of a Commutated DC Motor Drive Shaft is:

   a. ___ A new application under 37 C.F.R. § 1.53(b).

   b. _x_ A _x_ continuation ___ divisional or ___ continuation-in-part application under 37 C.F.R. § 1.53(b) of prior application Serial No. PCT/EP02/05879 filed on May 29, 2002, entitled Method for Correcting the Determination of the Rotational Position of a Commutated DC Motor Drive Shaft.

   c. ___ A new utility application which claims the benefit of provisional application Serial No. ____, filed on _____.

Application elements and other attached papers:

2. _x_ Specification (including Claims and Abstract) [Total Pages 13]

3. _x_ Drawings (__ informal / _x_ formal) [Total Sheets 2]

4. _x_ Oath or Declaration

   a. _x_ Un-executed

   b. ___ Copy from a prior application (37 C.F.R. § 1.63(d))

5. _____ Incorporation By Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Item 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. _____ This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).

   a. ___ ***DELETE*** the following inventor(s) named in the prior nonprovisional application:

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this UTILITY PATENT APPLICATION TRANSMITTAL and the documents referred to as attached ther in ar being dep sited n the below date with the United States Postal Service in an envelope as "Express Mail P st Offic t Addr ss e" addressed to: Mail Stop Patent Applicati n, Commissioner f r Patents, U.S. Patent & Trademark Office, P.O. B x 1450, Alexandria, VA 22313-1450 n:

Express Mail Label No. EV 249842109 US

Jody Richmond
(Typ r print nam f p rs n mailing paper)

Date f Deposit: October 7, 2003

Jody Richmond
(Signatur f pers n mailing paper)

b. ____ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

7. Preliminary Amendment:

a. ____ A Preliminary Amendment Under 37 C.F.R. § 1.115 is attached.

b. ____ Cancel in this application original claims _____ of the prior application before calculating the filing fee.

c. ____ Please amend the specification by inserting before the first line the following sentence:

"This is a _____ continuation _____ divisional of copending application(s) serial number _/_____ filed on _____."

d. ____ A Petition to Suspend Prosecution For The Time Necessary to File An Amendment (New Application Filed Concurrently) is attached.

8. Small entity status:

a. ____ Applicant claims small entity status.

b. ____ Small entity status was claimed in the prior nonprovisional application and such status is still proper and desired.

c. ____ Is no longer desired.

9. Fee Calculation:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS (37 C.F.R. § 1.16(c))	10 -20 =		x 18.00	
INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b))	2 -3 =		x 84.00	
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. §1.16(d))			280.00	
BASIC FEE (37 C.F.R. § 1.16(a))				770.00
TOTAL OF ABOVE CALCULATIONS				
REDUCTION BY 50% FOR FILING BY SMALL ENTITY (NOTE 37 C.F.R. §§ 1.9, 1.27, 1.28)				
$40.00 ASSIGNMENT RECORDAL FEE (if applicable)				
TOTAL				770.00

10. X A check in the amount of $ 770.00 is enclosed.

11. X The Commissioner is hereby authorized to credit overpayments or charge the following fees (or any deficiency therein) to Deposit Account No. 02-3978 :

a. X Fees required under 37 C.F.R. § 1.16.

b. X Fees required under 37 C.F.R. § 1.17.

12. Maintenance of Copendency of Prior Application

____ A request for extension of time and the appropriate fee have been filed in the pending prior application (or are being filed in the prior application concurrently herewith) to extend the period for response until _____.

13. _x_ An Information Disclosure Statement (IDS) is attached, along with the following indicated attachments thereto:

    a. _x_ Form PTO/SB/08 (_1_ sheet(s))

    b. _x_ Copies of references cited

14. _x_ English Translation of the prior International Application PCT/EP02/05879.

15. ____ Nonpublication Request Under 37 C.F.R. § 1.213(a)

16. ____ Request for Early Publication Under 37 C.F.R. § 1.219

17. _X_ Return Receipt Postcard

18. ____ Other: _____

19. _x_ An Assignment of the invention to Leopold Kostal GmbH & Co. KG having an address of Wiesenstrasse 47, D-58507 Lüdenscheid, Germany

    a. ____ is attached.

    b. ____ was recorded on _____ at Reel _____, Frame _____.

    c. _x_ Applicant requests that the above assignee information be published with the application.

20. The power of attorney in the prior application is to:

    _____ _____
    Name of Attorney of Record Reg. No.

    ____ The power appears in the original papers in the prior application.

    ____ The power does not appear in the original papers, but was filed on _____.

    ____ A new power has been executed and is attached.

21. Correspondence Address: Please address all future communications to:

CUSTOMER NO.
22045

Telephone: 248-358-4400; Fax: 248-358-3351

Respectfully submitted,

Tobias Gerlach

Date October 7, 2003

_____
Name: James N. Kallis
Registration No.: 41,102

____ Attorney or agent of record
_x_ Filed under Rule 34(a)